

**SENATE CONCURRENT
RESOLUTION No. _____**

DIGEST OF INTRODUCED RESOLUTION

A CONCURRENT RESOLUTION urging Congress to amend federal law to give the State of Indiana greater authority over tribal gaming activities within its borders.

YODER

_____, read first time and referred to Committee on _____



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1 A CONCURRENT RESOLUTION urging Congress to amend
2 federal law to give the State of Indiana greater authority over tribal
3 gaming activities within its borders.

4 *Whereas, State and local units of government generally*
5 *have limited jurisdiction over the activities that occur on Indian*
6 *lands, including gaming, due to the sovereign status of*
7 *federally recognized Indian tribes;*

8 *Whereas, Article 1, Section 8 of the United States*
9 *Constitution states, “Congress shall have the power to regulate*
10 *Commerce with foreign nations and among the several states,*
11 *and with Indian tribes,” which provides Congress with the*
12 *authority to pass laws pertaining to the commercial activities*
13 *engaged in by Indian tribes;*

14 *Whereas, In 1988, Congress accordingly enacted the*
15 *National Indian Gaming Regulatory Act in an effort to*
16 *provide balance between Indian tribes’ rights of self-*
17 *determination and self-governance, and states’ interest in*
18 *gaming activities that occur within their borders;*

19 *Whereas, Congress has since provided some states with*
20 *greater authority to authorize tribal gaming on Indian lands*
21 *within their borders than the authority generally outlined in*
22 *the National Indian Gaming Regulatory Act of 1988; and*



1 *Whereas, Congress has the ability to provide Indiana*
2 *with similar authority concerning the authorization of tribal*
3 *gaming on lands within the State of Indiana's borders:*
4 *Therefore,*

5 *Be it resolved by the Senate of the General Assembly*
6 *of the State of Indiana, the House of Representatives concurring:*

7 SECTION 1. That the Indiana General Assembly urges Congress
8 to amend Title 25 of the United States Code to provide that
9 reservations and restored Indian lands within Indiana are not eligible
10 for tribal gaming under the National Indian Gaming Regulatory Act of
11 1988.

12 SECTION 2. The Secretary of the Senate is hereby directed to
13 transmit copies of this Resolution to Governor Michael R. Pence and
14 Indiana's Congressional Delegation.

